

776

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant's: Walther Batsberg PEDERSEN et al.

Serial No.: 09/926,756

Filed: December 13, 2001

For: A PROSTHETIC DEVICE

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

Box PCT
Commissioner for Patents
Washington, D.C. 20231

Attention: APPLICATION BRANCH
MISSING REQUIREMENTS OF APPLICATION

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed March 20, 2002, copy attached.

___ Preliminary Amendment.

X Declaration in compliance with 37 C.F.R. §1.63 (2 sheets in total)

___ Declaration in compliance with 37 C.F.R. §1.63, attached to copy of specification as filed.

X If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Appln: No. 09/926,756

Respectfully submitted,

JACOBSON HOLMAN PLLC

By Harvey B. Jacobson, Jr.
Harvey B. Jacobson, Jr.
Reg. No. 20,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666

Atty. Docket: P67294US0
Date: May 3, 2002
HBJ/cmf

PG7294US0



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

09/926,756

FIRST NAMED APPLICANT

Walter Batsberg Pedersen

ATTY. DOCKET NO.

P67294US0

INTERNATIONAL APPLICATION NO.

PCT/DK00/00697

I.A. FILING DATE

12/14/2000

PRIORITY DATE

12/17/1999

00136

 JACOBSON HOLMAN PLLC
 400 SEVENTH STREET N.W.
 SUITE 600
 WASHINGTON, DC 20004

JACOBSON HOLMAN PLLC

Response Due On Or Before

5 / 20 / 02

Month Day Year

CONFIRMATION NO. 3737

371 FORMALITIES LETTER



OC000000007675461

Date Mailed: 03/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/926,756	PCT/DK00/00697	P67294US0

FORM PCT/DO/EO/905 (371 Formalities Notice)



JCO2 Rec'd PCT/PTO 03 MAY 2002
P C 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walther Batsberg PEDERSEN et al.

#9

Serial No.: 09/926,756

Filing Date: December 13, 2001

For: A PROSTHETIC DEVICE

RECEIVED

FEB 25 2003

TRANSMITTAL LETTER

TECHNOLOGY CENTER R3700

Commissioner for Patents
Washington, D. C. 20231

Sir:

Attached hereto is a Small Entity Declaration. It is respectfully requested that this Small Entity Declaration be made of record in the above application.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: Harvey B. Jacobson, Jr.
Harvey B. Jacobson, Jr.
Reg. No. 20,851

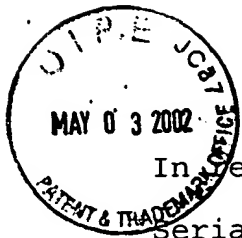
400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202)638-6666

Atty. Docket No. P67294US0
Date: May 3, 2002
HBJ/cmf

RECEIVED

OCT 03 2002

TECHNOLOGY CENTER R3700



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Appln of: Walther Batsberg PEDERSEN et al.

Serial No.: 09/926,756

Filed: December 13, 2001

For: A PROSTHETIC DEVICE

REQUEST FOR REFUND

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In the above identified case, Deposit Account 06-1358 has been improperly debited. By this paper, a credit to deposit account 06-1358 is requested. An explanation of the debiting error is set out below, and copies of all documents in support of this request are attached.

Explanation of Error:

- ___ Large Entity fee charged to Small Entity
- ___ Fee should not have been charged to PTO account because it was paid by check
- X PTO miscalculation
- ___ Incorrect charge for Information Disclosure Statement

Type of Charge and Amount of Refund Requested:

<u>X</u> Filing fee	\$ 150.00
___ Extra claims	_____
___ Oath or Declaration surcharge (late fee)	_____
___ Other (see comments)	_____

TOTAL REFUND REQUESTED \$ 150.00
=====

RECEIVED
OCT 03 2002
TECHNOLOGY CENTER R3700

Comments:

This application was initially filed with the U.S. Patent and Trademark Office (PTO) on December 13, 2001. The Basic National Fee paid to the U.S. PTO was \$890, which is the correct fee to be paid when the Search Report is prepared by the EPO or JPO (37 CFR 1.492 (a) (5)). The International Search Report was prepared by EPO, a copy of which is attached and was filed with the application on December 13, 2001.

A copy of undersigned counsel's 2-28-02 Monthly Statement of Deposit Account reflecting the improper \$150 charges to its account is also attached.

Therefore, it is respectfully requested that Deposit Account 06-1358 be credited in the amount of \$150.

Attached documents:

- X Deposit account statement (highlighted)
- X Copy of the International Search Report prepared by EPO
- X Copy of the Transmittal Letter with fee calculation sheet
- X Copy of the postcard, showing the PTO mail room stamp

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: 

HARVEY B. JACOBSON, JR.
Reg. No. 20,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
202/638-6666
Atty. Dkt. No.: P67294US0
HBJ/cmf
Dated: May 3, 2002



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

RECEIVED
MAR 21 2002



Account No.	061358
Date	2-28-02
Page	1

JACOBSON PRICE HOLMAN & STERN
BRUCE LETCHWORTH
400 SEVENTH STREET, N. W.

WASHINGTON DC 20004

COPY

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
2	1	02	60	518783		465	30.00	6215.74
2	5	02	3	JCH, JLS 09446944	P64162USO	217	460.00	5755.74
2	5	02	5	JCH 09486896	P64795USO	961	-140.00	5895.74
2	5	02	7	JCH 09486896	P64795USO	704	-345.00	6240.74
2	5	02	153	NAH, DKD 09391364	P65435USO	704	-20.00	6260.74
2	6	02	1	WEP 08591486	P60122	231	-355.00	6615.74
2	6	02	2	WEP 08591486	P60122	217	-445.00	7060.74
2	6	02	239	JCH, JLS 09953440	P61876US1	205	15.00	7045.74
2	7	02	2	WEP 09249087	P63366USO	115	110.00	6935.74
2	7	02	9	IMA 09744974	P66373USO	154	-130.00	7065.74
2	8	02	7	521876		569	25.00	7040.74
2	8	02	17	HBJ 09926756	P67294USO	960	150.00	6890.74
2	8	02	38	521902		566	15.00	6875.74
2	8	02	39	521902		570	25.00	6850.74
2	11	02	31	JCH 75562983	T30012USO	704	-150.00	7000.74
2	11	02	118	JCH 5315073	P57023	181	130.00	6870.74
2	11	02	234	GWL 75749245	T30853USO	364	300.00	6570.74
2	11	02	255	523101		567	30.00	6540.74
2	12	02	254	WAHPCT/US01/04933	12168/P64348	803	9.00	6531.74
2	13	02	3	JCH 10068882	P67631USO	201	15.00	6516.74
2	13	02	14	523716		567	30.00	6486.74
2	14	02	1	YSA 09966112	11349P642	216	P64204US1200.00	6286.74
2	14	02	87	524534		566	60.00	6226.74
2	14	02	226	524747		464	15.00	6211.74
2	15	02	9	HBJ 09926761	P67386USO	961	75.00	6136.74
2	21	02	14	HBJ, SCB 09509521	P64808USO	115	-110.00	6246.74
2	22	02	1	JCH, DKD 09496193	P64437USO	231	-355.00	6601.74
2	22	02	1	MRS 09461715	P64114USO	115	110.00	6491.74
2	25	02	45	HBJ 10048983	P67610USO	156	100.00	6391.74
2	25	02	186	528926		570	25.00	6366.74
2	25	02	228	YSA 09764987	P66319USO	203	45.00	6321.74
2	26	02	2	HBJ, SKS 09926492	P67288USO	704	130.00	6451.74
2	26	02	32	HBJ 09926750	P67412USO	126	180.00	6271.74
2	26	02	41	HBJ, MJC 75616528	T30178USO	704	150.00	6421.74
2	26	02	201	JLS, IMA 09417134	P63947USO	704	-740.00	7161.74
2	26	02	210	529581		569	25.00	7136.74

RECEIVED
OCT 03 2002

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT.

OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
-----------------	---------------	---------------	-----------------